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US DISTRICT COURT NEWARK

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United States District Court  
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

ORDER SETTING CONDITIONS  
OF RELEASE AND BONDGerardo V.  
~~Fusella~~ *Fusella*  
Defendant

Case No.: 11 CR 844 (KAM)

## RELEASE ORDER

It is hereby ORDERED that the above-named defendant be released as follows, subject to the Standard Conditions of Bond on the reverse and:

- ☐ Upon Personal Appearance Bond on his/her promise to appear at all scheduled proceedings as required, or
- ☐ Upon Unsecured Bond executed by defendant in the amount of \$ \$1 million, or
- ☐ Upon Secured Appearance Bond as provided herein.

## Additional Conditions of Release

Upon finding that release under the standard conditions detailed on the reverse will not by themselves reasonably assure the appearance of the defendant and the safety of other persons and the community, IT IS FURTHER ORDERED that the defendant is subject to the following additional conditions of release:

- ☒ 1. The defendant must remain in and may not leave the following areas without Court permission: EDNY, SDNY, NJ
- ☒ 2. The defendant shall avoid all contact and not associate with any of the following persons or entities: Victims, witnesses or potential witnesses
- ☒ 3. The defendant shall avoid and not go to any of the following locations: \_\_\_\_\_
- ☒ 4. The defendant shall surrender any and all passports to the U.S. Postal Service Agency by \_\_\_\_\_ and shall not apply for any other passport.
- ☒ 5. Defendant is placed under the constant supervision of the Probation Services Agency, subject to the Special Conditions on the reverse, if applicable, and
- ☒ 6. Defendant is subject to random visits by a Probation Services officer at defendant's home and/or place of work: as directed by PRS
- ☒ 7. Defendant must report to that agency ( ) in person \_\_\_\_\_ times per \_\_\_\_\_ and/or ( ) by telephone \_\_\_\_\_ times per \_\_\_\_\_
- ☒ 8. Defendant is subject to home detention with electronic monitoring with the following conditions: \_\_\_\_\_
- ☒ 9. Defendant must undergo ( ) Urine drug testing ( ) Evaluation and/or ( ) Treatment for: Substance abuse ( ) Alcoholism ( ) Mental health problems.
- ☒ 10. Defendant must pay the cost of treatment and/or electronic monitoring by with personal funds and/or insurance.

Other Conditions: 3 additional conditions to be given by 1/3/12  
Dft. shall not possess a firearm and to be 100% secure by 1/6/12The undersigned defendant and sureties jointly and severally acknowledge that I/we and my/our personal representatives, jointly and severally, are bound to pay to the United States of America the sum of \$ 1 million. The undersigned agree(s) that this obligation is secured with his/her/their interest in the following property ("Collateral") which he/she/they represent is/are free and clear of liens except as otherwise indicated:

- ☐ cash deposited in the Registry of the Court the sum of \$ \_\_\_\_\_
- ☒ property located at: 3 Luciana Lane, East Hanover, NJ by Pauline & Vincent Fusella
- ☒ I/we also agree to execute a confession of judgment in form approved by the U.S. Attorney which shall be duly filed with the proper local and state authorities on or before: 1/3/12

Other Conditions: 9907 Seaport Blvd, New York, NY Pauline Fusella

Pauline Fusella Address: 3 Luciana Ln. E Hanover, NJ  
Pauline Fusella Address: 3 Luciana Ln. E Hanover, NJ  
Vincent Fusella Address: 115 Ralph St. Belleville, NJ  
Michael Address: 3 Anderson Ln. E Hanover, N.J. 07930

The Court has advised the defendant of the conditions of release per 18:142(h)(1) and (h)(2). This bond is conditioned upon the appearance of the defendant and is subject to the Standard Conditions of Bond set forth on the reverse. If the defendant fails to appear as ordered or notified, or any other condition of this bond is not met, this bond shall be due forthwith.

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and to surrender for the service of any sentence imposed. I am aware of the penalties and sanctions set forth in the criminal code for failure to comply with these conditions.

Release of the Defendant is hereby ordered on 1/4/12 2011

S/RML

Distribution: White-Original Clerk - Courtroom Deputy Pink - Probation Services Gold-Copy - Defendant

- 3/29/12 1) Defendant shall have a curfew with appropriate monitoring Pichas log, to be paid by defendant based on his ability to do so as determined by Probation Services, between 9 p.m. and 5 a.m.
- 2) Defendant shall avoid and have no direct or indirect contact with John Doe #1, his personnel and employees
- (continued)

- 3) Defendant shall identify all telephone lines that he uses or ~~has~~ used and shall agree that he will not object to an inspection of the phone records, including text messages and all other communications, by pretrial services.

I agree to the above additional conditions and declare under penalty of perjury that I agree and understand the consequences if the defendant, Gerardo Fusella, does not comply with his bond conditions.  
March 29, 2012, Brooklyn

1. Pauline Fusella  
Pauline Fusella

2. Vincent Fusella  
Vincent Fusella

3. Mikhetta Garner  
Mikhetta Garner

4. Defendant Gerardo Fusella  
11-CR-844

SO ORDERED:  
Brooklyn, NY  
March 29, 2012  
USDC  
EDNY